

7817. Misbranding of D. D. D. Remedy for Eczema. U. S. * * * v. 25½ Dozen Bottles Labeled in Part "D. D. D. Remedy for Eczema * * * Ordinary Strength." Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 12267. I. S. No. 54-r. S. No. E-1993.)

On March 3, 1920, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 25½ dozen bottles of D. D. D. Remedy for Eczema * * * Ordinary Strength, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped on or about December 26, 1919, by the Valley Crystal Co., Ravenswood, Ill., and on or about October 17, 1919, by the Williams Mfg. Co., Cleveland, Ohio, and transported from the States of Illinois and Ohio into the State of New York and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained 30.18 per cent by volume of alcohol and consisted of phenol, oil of sassafras, methyl salicylate, salicylic acid, chloral hydrate, alcohol, and water.

Misbranding of the article was alleged in the libel in that the statement on the labels on the cartons inclosing, and on the bottles containing the article, to wit, "Contains Alcohol, 38%," was false and misleading and deceived and misled the purchaser. Misbranding of the article was further alleged in that the statements on the carton inclosing, and on the label of the bottle containing the article, regarding the curative and therapeutic effects of the article, to wit, (carton, large size) "D. D. D. Remedy for Eczema and Diseases of the skin and scalp * * * Eczema Psoriasis Pimples Tetter * * * Salt Rheum Dandruff Ivy Poison Hives Itching Piles * * * Itch Barber's Itch Dermatitis Herpes Sycosis," (bottle, large size) "D. D. D. Prescription for the Skin and Scalp," (bottle, trial size) "D. D. D. Prescription for the Skin and Scalp * * * Pimples on Face, Red Nose, Barber's Itch," (carton) "D D D Remedy for Eczema and Diseases of the skin and scalp * * * Pimples on Face Red Nose Barber's Itch * * * Eczema Psoriasis Pimples Tetter * * * Salt Rheum Dandruff Ivy Poison Hives Itching Piles * * * Itch Barber's Itch Dermatitis Herpes Sycosis," (bottle, 60 cent size) "D. D. D. Prescription for the Skin and Scalp * * * Pimples on Face Red Nose Barber's Itch," (carton) "D. D. D. Remedy for Eczema and Diseases of the skin and scalp * * * Eczema Psoriasis Pimples Tetter * * * Salt Rheum Dandruff Ivy Poison Hives Itching Piles Itch Barber's Itch Dermatitis Herpes Sycosis." * * * Pimples on Face Red Nose Barber's Itch," (circular, large size) "To subdue Eczema and Skin Diseases * * * Use D. D. D.—The Lotion for Skin Diseases," (booklet, large size) "D. D. D. The Lotion for Skin Disease * * * In nearly all instances D. D. D. gives relief at once * * * It is indeed true that the first or second full size bottle will relieve the itch and will be found to be sufficient in the majority of cases of skin disease. In practically all cases the fourth or fifth, or at the very most the sixth bottle will plainly indicate to the patient that he is on the road to recovery * * * Continue the use of D. D. D. prescription until the desired results are obtained * * * D. D. D. is a treatment. * * * the Most Common Forms of Skin Disease Successfully Treated by D. D. D. Eczema (Salt Rheum; Tetter) * * * Psoriasis * * * Barber's Itch * * * Sycosis * * * Acne * * * Dandruff * * * Hives, Nettlerash * * * Plant Poison," (32-page booklet, headed, "Cause and Cure of Skin Diseases") " * * * Read these letters from the chronic sufferers * * * hardly one who had to invest more than four, five or six dollars for a Complete and Permanent Cure. Read also about others

cured by the very first dollar bottle * * * In the majority of cases the first or second bottle will relieve the itch and check the disease, and perhaps accomplish a complete cure and in practically all cases, the fourth or fifth, at the very most the sixth bottle, will plainly indicate to the patient that he is on the road to recovery. As far as reports are received from patients, we have few cases in which more than four or five bottles are required for a cure * * * Diseases Cured by D. D. D. Eczema Acne and Pimples Dermatitis * * * Herpes Hives * * * Poisonous Rashes Itching Piles Psoriasis Dandruff and Affections of the Scalp Barber's Itch and Sycosis Salt Rheum and Tetter Scabies Lichen Red Nose * * * Itch of all kinds Directions for Each Disease. If You Seek a Positive Cure, Read This Carefully and Follow Instructions * * * Eczema * * * In Weeping Eczema * * * Dry Eczema * * * Infantile Eczema and Baby Rash * * * Psoriasis * * * D. D. D. has shown remarkable results in Psoriasis cases * * * Salt Rheum and Tetter * * * Barber's Itch * * * Sycosis * * * Itching piles (Eczema Ani) * * * Dandruff or any Disease of Scalp * * * Acne * * * In Hives, Nettle Rash, Poison Oak and Poison Ivy * * *," were false and fraudulent as the article contained no ingredient or combination of ingredients capable of producing the effects claimed for the article by the foregoing statements.

On March 17, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7818. Adulteration of canned salmon. U. S. * * * v. 24 Cases, Each Containing 48 Cans of a Product Purporting to be Canned Salmon. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 12382. I. S. No. 379-r. S. No. E-2082.)

On April 26, 1920, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 24 cases, each containing 48 cans of a product purporting to be canned salmon, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped on or about August 9, 1919, and transported from the State of Virginia into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, "Hall's Sealect Brand Pink Salmon * * * G. Batcheller Hall Co., Distributor, Seattle, Washington."

Adulteration of the article was alleged in the libel in that the article consisted in part of a filthy, decomposed, and putrid animal substance.

On June 12, 1920, no claimant having appeared, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7819. Misbranding of Dr. LeGear's Hog Prescription. U. S. * * * v. 10 Packages of Drugs Labeled in Part "Dr. LeGear's Hog Prescription." Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11874. I. S. No. 8551-r. S. No. C-1677.)

On or about January 11, 1920, the United States attorney for the Southern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure